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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 07-0568 EMC
)	
Plaintiff,)	JOINT MOTION AND REQUEST TO
)	CONTINUE HEARING AND SET
v.)	SENTENCING DATE AND [PROPOSED]
)	ORDER
MARK JACOBSON,)	
)	
Defendant.)	

The United States and the defendant Mark Jacobson jointly request that the hearing presently set for April 23, 2014, be continued to June 4, 2014, for a sentencing hearing. According to the Court's website, this date is available. The Probation Officer has also been consulted, and she is available on this date.

As the Court is aware, Mr. Jacobson testified in April 2013 in the trial of the defendant David Nosal. The defendant Nosal was sentenced to one year and one day of imprisonment on January 8, 2014. A restitution hearing is scheduled for February 12, 2014. Although the current April 23, 2014 sentencing date would likely provide the government with sufficient time to fully assess the value of Mr. Jacobson's cooperation in advance of sentencing, the government has learned that the defendant's wife is expecting a child in April 2014. To accommodate this important event, the parties request that the

1 Court continue Jacobson's sentencing date to June 4, 2014.

2 For all of these reasons, the parties jointly request that this Court vacate the hearing presently set
3 for April 23, 2014 and set a sentencing hearing for June 4, 2014. In addition, the parties jointly request
4 that the due dates for the presentence report be calculated using the new sentencing date.

5 SO STIPULATED.

6 Dated: February 5, 2014

MELINDA HAAG
United States Attorney

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9 _____/s/
10 KYLE F. WALDINGER
Assistant United States Attorney

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12
13 Dated: February 5, 2014

_____/s/
14 THOMAS F. CARLUCCI
Attorney for defendant Mark Jacobson

15
16
17 **~~PROPOSED~~ ORDER**

18 GOOD CAUSE APPEARING,

19 IT IS ORDERED that the hearing presently set for April 23, 2014 is vacated. The parties are
20 ordered to appear for a sentencing hearing on June 4, 2014. The final presentence report should be
21 disclosed two weeks prior to the sentencing date.
22

23
24 Dated this 14th day of February, 2014.

